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9 Attorneys for Defendant

10 **UNITED STATES DISTRICT COURT**
11 **EASTERN DISTRICT OF CALIFORNIA**

12
13 BRADEN SCOTT McDANIEL,) Case No.: 1:21-cv-00676-SKO
14 Plaintiff,)
15 vs.) STIPULATION AND ORDER FOR AN
16 KILOLO KIJAKAZI, Acting Commissioner of) EXTENSION OF TIME
17 Social Security,)
18 Defendant.) (Doc. 18)
19

20 Pending the Court's approval, the time for Defendant to file her Motion for Summary
21 Judgment is extended thirty (30) days from December 29, 2022, up to and including January 30,
22 2023. This is the Defendant's first request for an extension on the deadline to file her Motion for
23 Summary Judgment.

24 Defendant respectfully requests this extension due to workload issues that have been
25 exacerbated due to various personal issues, such as Counsel for Defendant being unexpectedly
26 out of the office after her son fell at school and broke his arm. Counsel is requesting a 30 day
27 extension due to her extremely heavy caseload. For example, Counsel is responsible for drafting
28 dispositive briefs in 18 Federal District Court cases between December 16, 2022 and January 13,

1 2023. Defendant appreciates Plaintiff's counsel's professional courtesy and apologizes to the
2 Court for the inconvenience.

3 The parties further stipulate that the Court's Scheduling Order shall be modified
4 accordingly.

5
6 Respectfully submitted,

7 Dated: December 21, 2022 PHILLIP A. TALBERT
8 United States Attorney

9 By /s/ Marla K. Letellier
10 MARLA K. LETELLIER
11 Special Assistant U.S. Attorney
12 Attorneys for Defendant

13 Dated: December 21, 2022 PENA & BROMBERG

14 By /s/ Jonathan Pena*
15 (*as authorized via e-mail on December 21, 2022)
16 JONATHAN PENA
17 Attorney for Plaintiff

ORDER

18 Pursuant to the parties' foregoing stipulation (Doc. 18), and for good cause shown,

19 IT IS ORDERED that Defendant shall have an extension, up to and including January 30,
20 2023, to file Defendant's Motion for Summary Judgment. All remaining deadlines in the
21 Scheduling Order (Doc. 11) are extended accordingly.

22 IT IS SO ORDERED.
23

24 Dated: December 21, 2022 /s/ Sheila K. Oberto
25 UNITED STATES MAGISTRATE JUDGE
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